

D. Douglas Grubbs (*Admitted PHV*)
Adam K. Pulaski (*Admited PHV*)
PULASKI KHERKHER, PLLC
2925 Richmond Avenue, Ste 1725
Houston, TX 77098
Telephone: 713-664-4555
Facsimile: 713-664-7543
Email: dgrubbs@pulaskilawfirm.com
Email: adam@pulaskilawfirm.com

Counsel for Plaintiff

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

MDL No. 3084 CRB

Honorable Charles R. Breyer

This Document Relates to:

JURY TRIAL DEMANDED

T.T. vs. Uber Technologies, Inc., et al; 3:24-cv-03004

SHORT-FORM COMPLAINT AND DEMAND FOR JURY TRIAL

The Plaintiff named below files this *Short-Form Complaint and Demand for Jury Trial* against Defendants named below by and through the undersigned counsel. Plaintiff incorporates by reference the allegations contained in *Plaintiffs' Master Long-Form Complaint* in *In Re: Uber Technologies, Inc., Passenger Sexual Assault Litigation*, MDL No. 3084 in the United States District Court for the Northern District of California. Plaintiff files this *Short-Form Complaint* as permitted by Pretrial Order No. 11 of this Court.

Plaintiff selects and indicates by checking-off where requested, the Parties and Causes of Actions specific to this case.

Plaintiff, by and through their undersigned counsel, allege as follows:

1 **I. DESIGNATED FORUM**¹

- 2 1. Identify the Federal District Court in which the Plaintiff would have filed in the
3 absence of direct filing:

4 United States District Court for the Eastern District of Texas – Sherman Division

5 ("Transferee District Court").

6 **II. IDENTIFICATION OF PARTIES**

7 **A. PLAINTIFF**

- 8 1. *Injured Plaintiff*: Name of the individual who alleges they were sexually assaulted,
9 battered, harassed, or otherwise attacked by an Uber driver with whom they were paired
10 while using the Uber platform:

11 T.T.

12 ("Plaintiff").

- 13 2. At the time of the filing of this *Short-Form Complaint*, Plaintiff resides at:

14 Anna, Collin County, Texas

15 **B. DEFENDANT(S)**

- 16 1. Plaintiff names the following Defendants in this action

17 UBER TECHNOLOGIES, INC.;²

18 RASIER, LLC;³

19 RASIER-CA, LLC;⁴

20 OTHER (specify): _____ . This defendant's
21 residence is in (specify state): _____ .

22
23
24
25 ¹ See Pretrial Order No. 6, at II(C) (ECF No. 177).

26 ² Delaware corporation, with its principal place of business California.

27 ³ A limited liability company whose sole member, Uber Technologies, Inc., is a citizen of Delaware and California.

28 ⁴ A limited liability company whose sole member, Uber Technologies, Inc., is a citizen of Delaware and California.

1 **C. RIDE INFORMATION**

- 2 1. The Plaintiff was sexually assaulted, harassed, battered, or otherwise attacked by an
3 Uber driver in connection with a ride facilitated on the Uber platform in San Diego
4 County, California on June 27, 2021.
5 2. The Plaintiff WAS the account holder of the Uber account used to request the relevant
6 ride.
7 3. The Plaintiff provides the following additional information about the ride:

8 **[PLEASE SELECT/COMPLETE ONE]**

- 9 The Plaintiff hereby incorporates Plaintiff's disclosure of ride information produced
10 pursuant to Pretrial Order No. 5 ¶ 4 on May 20, 2024, or to be produced in compliance
11 with deadlines set forth in Pretrial Order No. 5 ¶ 4, and any amendments or
12 supplements thereto.
13
14 The origin of the relevant ride was [STREET ADDRESS, CITY, COUNTY,
15 STATE]. The requested destination of the relevant ride was [STREET ADDRESS,
16 CITY, COUNTY, STATE]. The driver was named [DRIVER NAME].
17
18

19 **III. CAUSES OF ACTION ASSERTED**

- 20 1. The Causes of Action asserted in the *Plaintiffs' Master Long-Form Complaint*, and
21 the allegations with regard thereto in the *Plaintiffs' Master Long-Form Complaint*, are adopted in this
22 *Short-Form Complaint* by reference, except that Plaintiff opts out of and excludes the causes of action
23 specified below:
24
25
26
27
28

Check any EXCLUDED causes of action	Cause of Action Number	Cause of Action
<input type="checkbox"/>	I	NEGLIGENCE (including Negligent Hiring, Retention, Supervision, and Entrustment)
<input type="checkbox"/>	II	FRAUD AND MISREPRESENTATION
<input type="checkbox"/>	III	NEGLIGENT INFILCTION OF EMOTIONAL DISTRESS
<input type="checkbox"/>	IV	COMMON CARRIER'S NON-DELEGABLE DUTY TO PROVIDE SAFE TRANSPORTATION ⁵
<input type="checkbox"/>	V	OTHER NON-DELEGABLE DUTIES TO PROVIDE SAFE TRANSPORTATION ⁶
<input type="checkbox"/>	VI	VICARIOUS LIABILITY FOR DRIVERS' TORTS – EMPLOYEE
<input type="checkbox"/>	VII	VICARIOUS LIABILITY FOR DRIVERS' TORTS – APPARENT AGENCY
<input type="checkbox"/>	VIII	VICARIOUS LIABILITY FOR DRIVERS' TORTS – RATIFICATION
<input type="checkbox"/>	IX	VICARIOUS LIABILITY FOR DRIVERS' TORTS – Cal. Public Utilities Code § 535
<input type="checkbox"/>	X	STRICT PRODUCTS LIABILITY – DESIGN DEFECT
<input type="checkbox"/>	XI	STRICT PRODUCTS LIABILITY – FAILURE TO WARN
<input type="checkbox"/>	XII	STRICT PRODUCTS LIABILITY – PRODUCT LIABILITY ACTS
<input type="checkbox"/>	XIII	UNFAIR COMPETITION LAW – Cal. Bus. & Prof. Code § 17200 et seq.

⁵ This claim is pleaded in the *Plaintiffs' Master Long-Form Complaint* under the laws of every state **except:** Arizona, Colorado, District of Columbia, Illinois (for incidents prior to August 11, 2023), Michigan, Montana (for incidents prior to April 23, 2023), New York, Pennsylvania, Wisconsin, and Wyoming.

⁶ This claim is pleaded in *Plaintiffs' Master Long-Form Complaint* under the laws of every state **except:** District of Columbia, Michigan, New York, Pennsylvania.

1 **VI. ADDITIONAL CAUSES OF ACTION AND/OR ALLEGATIONS**

3 **NOTE**

4 If Plaintiff wants to allege additional Cause(s) of Action other than those selected in paragraph 10, the
5 specific facts supporting any such additional Cause(s) of Action, must be pled in a manner complying
6 with the requirements of the Federal Rules of Civil Procedure (*see* paragraph 11). In doing so you may
7 attach additional pages to this *Short-Form Complaint*.

- 8 1. Plaintiff asserts the following additional theories against the Defendants designated in
9 paragraph 6 above:

10

11

12

13

14

15

- 16 2. If Plaintiff has additional factual allegations not set forth in *Plaintiff's Master Long-*
17 *Form Complaint*, they may be set forth below or in additional pages:

18

19

20

21

22

23 **WHEREFORE**, Plaintiff prays for relief and judgment against Defendants for economic and
24 non-economic compensatory and punitive and exemplary damages, together with interest, costs of
25 suit, attorneys' fees, and all such other relief as the Court deems proper, and such further relief as the
26 Court deems equitable and just, and as set forth in the *Plaintiffs' Master Long-Form Complaint*.

JURY DEMAND

Plaintiff hereby demands a trial by jury as to all claims in this action.

Dated: May 20, 2024

Respectfully submitted,

PULASKI KHERKHER, PLLC

/s/ D. Douglas Grubbs
D. Douglas Grubbs (TX Bar No. 24065339)
(Admitted Pro Hac Vice)
Adam K. Pulaski (TX Bar No. 16385800)
(Admitted Pro Hac Vice)
2925 Richmond Avenue, Suite 1725
Houston, Texas 77098
Tel: 713-664-4555
Facsimile: 713-664-7543
dgrubbs@pulaskilawfirm.com
adam@pulaskilawfirm.com

Counsel for Plaintiff

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on May 20, 2024, I electronically transmitted the foregoing SHORT-
3 FORM COMPLAINT to the Clerk's office using the CM/ECF system for filing thereby transmitting
4 a Notice of Electronic Filing to all CM/ECF registrants. Additionally, the foregoing was served on
5 Defendants' counsel via email at: MDL3084-service-Uber@paulweiss.com.

6
7
8 */s/ D. Douglas Grubbs*
9 D. Douglas Grubbs
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28